BOARD OF DIRECTORS
MELISSA DIMIC
MARK MCDANIEL
MICHAEL JUSTICE
SARAH CHOI

FAIRVIEW
FIRE PROTECTION DISTRICT

25862 FIVE CANYONS PKWY
CASTRO VALLEY, CA 94552
(510) 583-4930

FIRE CHIEF
RYAN HAMRE

WWW.FAIRVIEWFIREDISTRICT.ORG

ORDINANCE NO. 2026-01

AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE FAIRVIEW FIRE PROTECTION DISTRICT SETTING DIRECTOR COMPENSATION FOR ATTENDANCE AT MEETINGS, PURSUANT TO CALIFORNIA HEALTH AND SAFETY CODE SECTION 13857 AND CALIFORNIA WATER CODE SECTION 20202

Findings and Recitals

The Board of Directors of the Fairview Fire Protection District ("District") hereby finds and declares as follows:

1. California Health and Safety Code section 13857, subdivision (a), authorizes directors of a fire protection district to receive compensation not to exceed $100 for each meeting attended, up to a maximum of six meetings per month.
2. California Health and Safety Code section 13857, subdivision (b), authorizes the Board, after holding a hearing on the matter, to adopt an ordinance increasing director compensation above the $100 cap.
3. California Water Code section 20202 authorizes the Board to increase the amount of compensation for directors in an amount not to exceed an increase of five percent (5%) for each calendar year following the operative date of the last adjustment of the compensation.
4. The District's current policy sets director compensation at $100 per meeting. The District's last adjustment of director compensation occurred in January 2007.
5. As nineteen calendar years have elapsed since the last adjustment, the Board intends to increase compensation by five percent (5%) per year for each of those years, to the maximum amount authorized.
6. The Board desires to adopt this ordinance to establish director compensation in the amount of $195 per meeting attended, consistent with the foregoing authority, subject to the statutory limit of up to six meetings per month.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE FAIRVIEW FIRE PROTECTION DISTRICT DOES ORDAIN AS FOLLOWS:

Section 1. Title

This ordinance shall be known as the "Director Compensation Ordinance of the Fairview Fire Protection District."

Section 2. Definitions

For purposes of this ordinance, "Meeting" means a meeting of the Board of Directors of the Fairview Fire Protection District that is duly noticed and held in accordance with the Ralph M. Brown Act (Government Code Section 54950, et seq.), as well as meetings or events provided for under Government Code Section 53232.1, including such occurrences that the Board has determined constitute the performance of official duties for which a member of the Board may receive payment, so long as the Board's determination is set forth in a written policy adopted by the Board in a public meeting.

Section 3. Director Compensation; Amount and Monthly Cap

1. Each director shall receive compensation in the amount of $195 for each Meeting attended.
2. Compensation shall not exceed six Meetings per director per calendar month.

Section 4. Administration and Payment

1. Compensation shall be payable following attendance at a Meeting upon submission of such documentation or verification as the Board Secretary reasonably requires to confirm attendance and eligibility.
2. Compensation shall be processed and paid in the ordinary course of District business, through the District's approved procedures.

Section 5. Public Hearing; Introduction and Adoption

The Board conducted a duly noticed public hearing on this ordinance during a regular meeting of the Board on November 16, 2026, at which all interested persons were provided an opportunity to be heard. Following the public hearing, this ordinance was adopted at the Board's regular meeting on November 16, 2026 by the following vote:

Ayes: [_____]
Noes: [_____]
Absent: [_____]
Abstain: [_____]

Section 6. Repeal and Supersession

Upon the effective date of this ordinance, any prior resolutions, policies, rules, or other actions of the District that are inconsistent with this ordinance, including any prior provisions setting director compensation at $100 per meeting, are hereby repealed and superseded to the extent of such inconsistency.

Section 7. Severability

If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be invalid or unconstitutional by a decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance. The Board declares that it would have adopted this ordinance, and each section, subsection, sentence, clause, and phrase hereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared invalid or unconstitutional.

Section 8. Effective Date

This ordinance shall take effect on the 60th day following its adoption, per California Water Code Section 20204.

Section 9. Publication, Posting, Attestation, and Certification

The Board Secretary is directed to cause this ordinance to be published or posted as required by law, including posting in at least three public places within the District and/or publication in a newspaper of general circulation, and to attest to and certify its adoption. The District shall maintain this ordinance in the District's official records and make it available for public inspection.

Signatures

PASSED AND ADOPTED by the Board of Directors of the Fairview Fire Protection District at a duly noticed meeting held on November 16, 2026.

_____

Melissa Dimic, President, Board of Directors
Fairview Fire Protection District

ATTEST:

_____

Mark McDaniel, Clerk/Secretary
Fairview Fire Protection District